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SENATE BILL 2847 By  
Dixon

HOUSE BILL 2523  
By Eckles

AN ACT to amend Tennessee Code Annotated, Section 71-5-1408, relative to home-based and community-based services and supports for Tennesseans with Developmental Disabilities.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 71-5-1408(b)(1), is amended by deleting the second sentence in its entirety, and substituting the language "Except as provided in the following schedule with respect to persons with developmental disabilities, the program shall set limits to services based on available fiscal resources."

Section 71-5-1408(b)(1) is further amended by adding the following language at the end of the subdivision:

With respect to persons with developmental disabilities, the department of mental health and mental retardation shall make available home- and community-based supports for Tennesseans with mental retardation and other developmental disabilities who:

- (A) Have made application for support;
- (B) Have been determined eligible for support; and

(C) Are included on a waiting list maintained or authorized by the division.

Supports for such individuals shall be made available according to the following schedule:

|                         |                            |
|-------------------------|----------------------------|
| During Fiscal Year 2000 | 500 eligible individuals   |
| During Fiscal Year 2001 | 1,000 eligible individuals |
| During Fiscal Year 2002 | 1,000 eligible individuals |
| During Fiscal Year 2003 | 1,000 eligible individuals |
| During Fiscal Year 2004 | 1,500 eligible individuals |

In order that supports be cost-effective and address the needs of persons with mental retardation and other developmental disabilities, self-determination principles shall be incorporated into the support delivery process.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.